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BEFORE THE ARIZONA CORPORATION COMMISSION
AZ CORP COMMISSION

CARL J. KUNASEK
CHAIRMAN
JIM IRVIN
COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONER

Aug 8 10 05 AM '00

DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
RANCHO CABRILLO WATER COMPANY FOR
A CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER SERVICE.

DOCKET NO. W-03898A-00-0474

PROCEDURAL ORDER**BY THE COMMISSION:**

On July 13, 2000, Rancho Cabrillo Water Company ("Applicant") filed an application for approval of a Certificate of Convenience and Necessity ("Certificate") to provide water service for property located in Maricopa County, Arizona, approximately 10 miles west of Interstate 17 near Happy Valley Road.

On August 3, 2000, the Arizona Corporation Commission's ("Commission") Utilities Division ("Staff") filed its Sufficiency Letter indicating that the Applicant has met the sufficiency requirements of R14-2-402C. Accordingly, the matter should be set for hearing.

IT IS THEREFORE ORDERED that the hearing in the above-captioned matter shall be held on November 14, 2000, at 10:00 a.m. or as soon thereafter as is practical, at the Commission's offices, 1200 Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that Applicant shall serve public notice of the hearing in this matter, in the following form and style:

PUBLIC NOTICE OF HEARING ON APPLICATION FOR
RANCHO CABRILLO WATER COMPANY FOR A
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN THE STATE OF ARIZONA

On July 13, 2000, Rancho Cabrillo Water Company ("Applicant") filed an application for approval of a Certificate of Convenience and Necessity ("Certificate") to provide water service to the community of Rancho Cabrillo, a development located in Maricopa County, Arizona, approximately 10 miles west of Interstate 17 near Happy Valley Road. If the application is granted, Applicant would be the exclusive provider of water service to the proposed area. The Applicant will be required by the Commission to provide these services under the rates and charges and terms and conditions established by the Commission. The granting of the application would not necessarily prohibit an individual from providing service to that individual's property from an individually-owned well on that individual's property.

1 The application is available for inspection during regular business hours at the
2 offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix,
3 Arizona and at the Applicant's offices, 9532 East Riggs Road, Sun Lakes, Arizona
4 85248.

5 The Commission will hold a hearing on this matter on November 14, 2000 at
6 10:00 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200
7 West Washington Street, Phoenix, Arizona. As a property owner or customer you
8 may have the right to intervene in the proceeding. If you do not want to intervene, you
9 may appear at the hearing and make a statement on your own behalf. Intervention
10 shall be permitted to any person entitled by law to intervene and having a direct and
11 substantial interest in the matter. Persons desiring to intervene must file a written
12 notice to intervene with the Commission, which motion should be sent to the
13 Applicant or its counsel and to all parties of record, and which, at the minimum, shall
14 contain the following:

- 15 1. The name, address, and telephone number of the proposed intervenor
16 and of any party upon whom service of documents is to be made if
17 different than the intervenor.
- 18 2. A short statement of the proposed intervenor's interest in the
19 proceeding (e.g., a customer of the Applicant, a shareholder or member
20 of the Applicant, etc.)
- 21 3. A statement certifying that a copy of the motion to intervene has been
22 mailed to the Company or its counsel and to all parties of record in the
23 case.

24 The granting of motions to intervene shall be governed by A.A.C. R14-3-105,
25 except that all motions to intervene must be filed on or before October 31, 2000 by 12
26 noon. The granting of intervention, among other things, entitles a party to present
27 sworn evidence at hearing and to cross-examine other witnesses. However failure to
28 intervene will not preclude any customer from appearing at the hearing and making a
statement on such customer's own behalf. However, you will not receive any further
notice of the proceeding unless requested by you.

19 If you have any questions or concerns about this application or have any
20 objections to its approval, or wish to make a statement in support of it, you may write
21 the Consumer Services Section of the Commission at 1200 West Washington Street,
22 Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make
23 comment.

24 The Commission does not discriminate on the basis of disability in admission to
25 its public meetings. Persons with a disability may request a reasonable accommodation
26 such as a sign language interpreter, as well as request this document in an alternative
27 format, by contacting Cynthia Mercurio-Sandoval, ADA Coordinator, voice phone
28 number 602/542-0838, E-mail csandoval@cc.state.az.us. Requests should be made as
early as possible to allow time to arrange the accommodation.

26 IT IS FURTHER ORDERED that Applicant shall mail to all property owners in the requested
27 certificate area a copy of this notice by first-class U.S. Mail, to begin as soon as possible and to be
28 completed on or before October 6, 2000.

1 IT IS FURTHER ORDERED that Applicant shall file certifications of mailing as soon as
2 practicable after the mailing has been completed but no later than October 20, 2000.

3 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing,
4 notwithstanding the failure of an individual property owner to read or receive the notice.


5 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
6 except that all motions to intervene must be filed on or before October 31, 2000 **by 12 noon.**

7 IT IS FURTHER ORDERED that Staff shall file its Staff Report in this matter on or before
8 October 13, 2000 **by 12 noon.**

9 IT IS FURTHER ORDERED that responses by the Applicant, if any, to Staff's Report or
10 Intervenor testimony shall be filed no later than October 27, 2000 **by 12 noon.**

11 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
12 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

13 DATED this 8th day of August, 2000.

14 
15 STEPHEN GIBELLI
16 ADMINISTRATIVE LAW JUDGE

17 Copies of the foregoing mailed
18 this 8th day of August, 2000 to:

19 Steve Robson
20 Rancho Cabrillo Water Company
21 9532 East Riggs Road
22 Sun Lakes, Arizona 85248

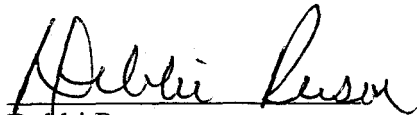
23 Mike Tiffany
24 TIFFANY AND BOSCO PA
25 1850 North Central Avenue, Suite 500
26 Phoenix, Arizona 85004

27 Lyn Farmer, Chief Counsel
28 Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

Deborah Scott, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

1 ARIZONA REPORTING SERVICE, INC.
2 2627 N. Third Street, Suite Three
3 Phoenix, Arizona 85004-1104

4 By:


5 Debbi Person
6 Secretary to Stephen Gibelli
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